

1 RICHARD A. CANATELLA (SBN 53264)  
Cotter & Del Carlo  
2 4610 Mission Street, Fourth Floor  
San Francisco, CA 94112  
3 415 584-5446  
416 584-5447-FAX  
4 email: delcarlo@earthlink.net

5 Attorneys for Defendant Michael A. Canatella

6 UNITED STATES DISTRICT COURT  
7 NORTHERN DISTRICT OF CALIFORNIA  
8 SAN FRANCISCO DIVISION

8 UNITED STATES OF AMERICA,

No. CR - 00 - 0303 JW

9 Plaintiff,  
10 v.

11 MICHAEL A. CANATELLA,  
12 Defendant.

STIPULATION AND ORDER RE  
AUTHORIZATION TO OFFICIAL  
REPORTER TO TRANSCRIBE  
PROCEEDINGS AND PREPARE  
TRANSCRIPT FOR DISTRIBUTION  
TO THE GOVERNMENT AND  
DEFENDANT

13 Date: March 5, 2012  
14 Time: 1:30 p.m.  
15 Courtroom: 9, 19th Flr  
450 Golden Gate Avenue  
San Francisco CA 94102

16 WHEREFORE, Defendant MICHAEL A. CANATELLA seeks an Order authorizing  
17 KATHERINE A. POWELL, Official Court Reporter, to transcribe proceedings in the  
18 encaptioned action under seal and prepare the transcript for distribution to the  
19 Government and defendant for use in a pending appeal before the Ninth Circuit Court of  
20 Appeals;

21 WHEREFORE, the Government and defendant wish to obviate the need to bring a  
22 motion for the oversight in not obtaining the Court's authorization from the Bench to the  
23 Official Reporter to transcribe and distribute the transcript notwithstanding the proceedings  
24 were under seal, and resolve the matter by stipulating to the entry of an order authorizing  
25 KATHERINE A. POWELL, Official Court Reporter to transcribe proceedings in the  
26 encaptioned matter and prepare the transcript for distribution to the Government and  
27 Defendant (on payment of the required fee) for use in a pending appeal; Accordingly,  
28

STIPULATION AND ORDER

1 THE GOVERNMENT AND DEFENDANT HEREBY STIPULATE AND AGREE AS  
2 FOLLOWS:

3 That the proposed order ("Order") below be signed and entered as an Order of this  
4 Court.

5 Dated: March 6, 2012

UNITED STATES OF AMERICA

6   
By: Robert David Rees  
Assistant United States Attorney

8 Dated: March 6, 2012

DEFENDANT MICHAEL A. CANATELLA

9 STEVEN F. GRISEL  
COTTER & DEL CARLO

10   
By: Richard A. Canatella

12 ORDER

13 After having read and considered the stipulation of the UNITED STATES and  
14 DEFENDANT for an order authorizing KATHERINE A. POWELL, Official Court Reporter  
15 to transcribe proceedings in the encaptioned matter and prepare the transcript for  
16 distribution to the Government and defendant for use in a pending appeal before the Ninth  
17 Circuit Court of Appeals, notwithstanding that the proceedings were under seal, the Court  
18 **DIRECTS** the Official Reporter to transcribe the proceedings in the encaptioned matter  
19 and prepare the transcript for distribution to the Government and Defendant for use in a  
20 pending appeal before the Ninth Circuit Court of Appeals, on condition that the proper fee  
21 be paid to the Official Reporter.

22 **IT IS SO ORDERED.**

23 Dated: March 7, 2012

24   
JAMES WARE  
United States District Chief Judge